

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

TRACY KAISER, §  
§  
Plaintiff, §  
§  
VS. § CIVIL ACTION H-13-1186  
§  
METLIFE HOME LOANS, §  
§  
Defendants. §

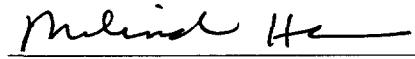
**OPINION AND ORDER**

Pending before the Court in the above referenced cause is Plaintiff Tracy Kaiser's opposed motion to dismiss due to lack of subject matter jurisdiction over Plaintiff's state court claims (instrument #9).

Because the Court agrees with Defendant Metlife Home Loans that this Court has original jurisdiction over the state law claims on diversity jurisdiction grounds under 28 U.S.C. § 1332, and 28 U.S.C. § 1441(c) does not apply here, the Court

ORDERS that the motion to dismiss (#9) is DENIED.

**SIGNED** at Houston, Texas, this 31<sup>st</sup> day of March 2014.

  
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MELINDA HARMON  
UNITED STATES DISTRICT JUDGE